

## IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

J B BLACKERBY and REBA  
KAYE BLACKERBY, for Condemnation of  
Right-of-Way  
Condemnor.

vs.

PEGGY TURNER, KARAC TURNER: and  
A, B, and C, heirs at law of Bennie G.  
Turner, whose names are unknown at this  
time but who will be added as parties when  
ascertained,  
Condemnees.

CASE# PR-2015-000763

20160406000110820 1/3 \$20.00  
Shelby Cnty Judge of Probate, AL  
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### DECREE GRANTING CONDEMNATION AND APPOINTING COMMISSIONERS

This cause came on to be heard on the 27th day of January, 2016, upon the Complaint of J. B. Blackerby and Reba Kaye Blackerby, to condemn certain lands or interests in lands.

It appearing to the Court that all defendants who are named in the Complaint have had notice of the filing of the Complaint and of the day set for hearing thereof, as provided by law;

Thereupon, the Court proceeded to hear on the 27<sup>th</sup> day of January, 2016, the allegations of the Complaint and responsive pleadings filed by the defendants and all evidence thereon offered by the parties, and upon consideration of the same the Court now determines that the allegations of the Complaint have been established and proven by legal evidence as to every party named therein, and that the Complaint should be granted.

It is, therefore, ORDERED, ADJUDGED and DECREED that the Complaint be and the same is hereby granted as to all parties named therein. And the Court now coming to appoint commissioners to assess the damages and compensation to which the defendants are entitled for the structures, lands or interest in lands sought to be condemned by the plaintiff, and it appearing to the Court that Jim Strickland, Jeff Murphy, and Tammy Brush, are citizens of Shelby County, Alabama, the county in which the structures and lands sought to be condemned are located, and that each of them possesses the qualifications of jurors under the laws of the State of Alabama and is disinterested in the proceeding;

It is, therefore, ORDERED, ADJUDGED and DECREED that Jim Strickland, Jeff Murphy and Tammy Brush are hereby appointed commissioners to assess the damages and compensation to which the defendants, as owners and parties holding or claiming some interest in the lands described in the attached Exhibit A are entitled.

It is further ordered that notice of the appointment of the commissioners be served upon each of such commissioners and that they report to this Court, in writing, the amount of damages and compensation so ascertained and assessed by them as being due said owners of, or the owners of an interest in, said structures and lands within the time prescribed by law.

DONE and ORDERED this the 3<sup>rd</sup> day of FEB., 2016.

  
JAMES W. FUHRMEISTER


Judge of Probate

cc: William R. Justice, Esq.  
Peggy Turner  
Karac Turner

ENTERED AND FILED

FEB 04 2016

KIMBERLY MELTON CHIEF CLERK  
PROBATE COURT  
SHELBY COUNTY ALABAMA

I certify this to be a true and  
correct copy 

CH  
4-6-16

Probate Judge  
Shelby County



  
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Shelby Cnty Judge of Probate, AL  
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EXHIBIT A

Commence at the NW corner of the SE ¼ of the SE ¼ of Section 29, Township 19 South, Range 1 West, Shelby County, Alabama; thence N88°52'20"E, a distance of 109.12' to the POINT OF BEGINNING OF SAID EASEMENT; thence continue along the last described course a distance of 30.00'; thence N01°07'40"W, a distance of 152.42'; thence N20°20'29"W, a distance of 71.99' to the Southerly R.O.W. line of Shelby County Highway 11; thence S58°42'52"W and along said R.O.W. line, a distance of 30.56'; thence S20°20'29"E and leaving said R.O.W. line a distance of 61.11'; thence S01°07'40"E, a distance of 147.35' to the POINT OF BEGINNING OF SAID EASEMENT.

Said Easement containing 0.15 acres more or less.

  
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